

**BUSINESS REPORT**

**MONTANA HOUSE OF REPRESENTATIVES  
61st LEGISLATURE - REGULAR SESSION**

**HOUSE BUSINESS AND LABOR COMMITTEE**

**Date:** Wednesday, January 14, 2009  
**Place:** Capitol

**Time:** 8:00 am  
**Room:** 172

**BILLS and RESOLUTIONS HEARD:**

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Add Postponed (PP) when appropriate:

\_\_\_\_\_  
\_\_\_\_\_

**EXECUTIVE ACTION TAKEN:**

Prefix (HB, HR, HJR, SB, SR, or SJR) and number. Enter P(pass) F(failed) DPAA (do pass as amended) BC(be concurred in) BCAA (be concurred in as amended):

HB 151 P HB 76 P HB 136 P HB 119 P  
HB 138 P HB 126 P \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**COMMENTS:**



REP. Bill Wilson, Chairman

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**BUSINESS AND LABOR COMMITTEE**

DATE: 1/14

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
Rep. Michele Reinhart	✓	
Rep. Bill Beck	✓	
Rep. Elsie Arntzen	✓	
Rep. Shannon Augare	✓	
Rep. Paul Beck	✓	
Rep. Tom Berry	✓	
Rep. Carlie Boland	✓	
Rep. John Fleming	✓	
Rep. Timothy Furey	✓	
Rep. Chuck Hunter	✓	
Rep. Harry Klock	✓	
Rep. Mike Milburn	✓	
Rep. Pat Noonan	✓	
Rep. Scott Reichner	✓	
Rep. Cary Smith	✓	
Rep. Gordon Vance	✓	
Rep. Jeffery Welborn	✓	
Rep. Bill Wilson	✓	



## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 151** (first reading copy – white) **do pass as amended.**

Signed: \_\_\_\_\_

*Bill Wilson*  
Representative Bill Wilson, Chair

And, that such amendments read:

1. Page 1, line 14 through line 15.

Following: "for"

Strike: "related" on page 1, line 14 through "including" on page 1, line 15

Insert: "for"

2. Page 1, line 18.

Following: "complications of"

Strike: "all stages of"

Following: "mastectomy"

Strike: "and breast reconstruction"

3. Page 2, line 8.

Following: "notice"

Insert: "in compliance with the model language of the Women's Health and Cancer Rights Act of 1998"

Following: "availability of"

Strike: "medical and surgical"

4. Page 2, line 9.

Following: "respect to"

Strike: "a mastectomy"

Insert: "the Women's Health and Cancer Rights Act of 1998"

5. Page 2, line 12.

Following: "reimbursement of"

Committee Vote:

Yes 18, No 0

Fiscal Note Required \_\_\_\_

HB0151001SC.hjd

Strike: "a"

Insert: "an attending"

6. Page 2, line 13.

Following: "incentives to"

Strike: "a"

Insert: "an attending"

- END -



## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 76** (first reading copy – white) do pass.

Signed: \_\_\_\_\_

*Bill Wilson*  
Representative Bill Wilson, Chair

- END -

Committee Vote:

Yes 18, No 0

Fiscal Note Required \_\_\_\_

HB0076001SC.hjd



## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 136** (first reading copy – white) do pass as amended.

Signed: \_\_\_\_\_

*Bill Wilson*  
Representative Bill Wilson, Chair

**And, that such amendments read:**

1. Title, line 5.

**Following:** "APPOINT"

**Strike:** "A"

2. Title, line 6.

**Strike:** first "MEMBER"

**Insert:** "MEMBERS"

3. Page 1, line 17.

**Following:** "members"

**Insert:** "and three substitute members"

4. Page 1, line 19.

**Following:** "activities"

**Insert:** "and a substitute member with the same qualifications as the other two members who is to serve in place of an absent member and to participate only in the decisions of the proceeding that the substitute member is attending"

5. Page 1, line 21.

**Following:** "board"

**Insert:** "and a substitute member with the same qualifications as the other two members who is to serve in place of an absent member and to participate only in the decisions of the proceeding that the substitute member is attending"

**Committee Vote:**

Yes 18, No 0

Fiscal Note Required \_\_\_\_

6. Page 1, line 22.

**Following:** "officer"

**Insert:** ", and a substitute member with the same qualifications as the other member who is to serve in place of an absent member and to participate only in the decisions of the proceeding that the substitute member is attending"

7. Page 1, following line 24.

**Insert:** "(c) A substitute board member is entitled to the same compensation and per diem when serving as the other members of the board."

8. Page 1, line 25 through page 2, line 6.

**Strike:** subsections (4) and (5) in their entirety

**Renumber:** subsequent subsections

- END -



## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 2

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 119** (first reading copy – white) do pass as amended.

Signed: \_\_\_\_\_  
*Representative Bill Wilson, Chair*

And, that such amendments read:

1. Title, line 12.

**Following:** "LOSSES;"

**Strike:** "REVISING THE DEFINITION OF "UNINSURED EMPLOYER";"

**Insert:** "CLARIFYING THAT THE TIME TO APPEAL TO MEDIATION IS FROM  
THE DATE OF DETERMINATION BY THE DEPARTMENT;"

2. Title, line 19.

**Following:** "39-71-307,"

**Strike:** "39-71-501,"

**Insert:** "39-71-520,"

3. Page 1, line 26.

**Following:** "recognize"

**Strike:** "and give effect to"

**Insert:** ", with the same effect as the exclusive remedy and  
benefits under plans No. 1, 2, and 3,"

4. Page 19, line 15 through line 27.

**Strike:** Section 10 in its entirety

**Insert:** "Section 10. Section 39-71-520, MCA, is amended to read:

"39-71-520. Time limit to appeal to mediation --  
petitioning workers' compensation court -- failure to settle or  
petition. (1) A dispute concerning uninsured employers' fund  
benefits must be appealed to mediation within 90 days from the  
date of the determination by the department or ~~the date that the~~  
determination is considered final.

**Committee Vote:**

Yes 17, No 1

Fiscal Note Required \_\_\_\_

HB0119001SC.hjd





## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 138** (first reading copy – white) **do pass**.

Signed: \_\_\_\_\_

*Bill Wilson*  
Representative Bill Wilson, Chair

- END -

**Committee Vote:**

**Yes 18, No 0**

Fiscal Note Required \_\_\_\_

HB0138001SC.hjd



## HOUSE STANDING COMMITTEE REPORT

January 14, 2009

Page 1 of 1

Mr. Speaker:

We, your committee on **Business and Labor** recommend that **House Bill 126** (first reading copy – white) **do pass**.

Signed: \_\_\_\_\_

*Bill Wilson*  
Representative Bill Wilson, Chair

- END -

**Committee Vote:**

**Yes 18, No 0**

Fiscal Note Required ☐

HB0126001SC.hjd

**Montana House of Representatives  
Visitors Register**

**BUSINESS AND LABOR COMMITTEE**

**Date** 1/14/09

**Bill No.**                      **Sponsor(s)**                     

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Name and Address	Representing	Support	Oppose	Inf.
Shauna Helfert	DOR			
JASON WOOD	DOR			

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

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